



NEWS RELEASE
*Office of the
United States Attorney
for the
District of Nebraska*
Deborah R. Gilg

1620 Dodge Street Suite 1400 Omaha NE 68102-1506 (402) 661-3700

March 18, 2010

United States Attorney Deborah R. Gilg announced the federal Grand Jury for the District of Nebraska has returned 45 indictments charging 47 defendants. Indictments are charging documents that contain one or more individual counts that are merely accusations, and every defendant is presumed innocent unless and until proven guilty. If you need additional information on any of the following indictments, please telephone Deborah R. Gilg, or in her absence, Criminal Chief, Jan Sharp, at (402) 661-3700.

- * Seventeen people were indicted on various charges including document fraud, social security fraud, false claims to United States citizenship and aggravated identity theft following an Immigration and Customs Enforcement, (ICE), operation at the Fremont Beef plant in Fremont, Nebraska, which took place on March 9, 2010. The operation at the Fremont Beef plant was the result of an investigation into identity theft alleged to have been committed by specific workers at the plant. Each of the charged individuals is alleged to have been using the identity of an American citizen who had complained to the Federal Trade Commission that their identity had been stolen. Investigation conducted by ICE disclosed that these seventeen people were all working at the Fremont Beef plant. Management at the Fremont Beef plant cooperated with ICE during the

investigation. The individuals charged with crimes following the operation are listed below. The maximum possible penalty if convicted of Document Fraud includes imprisonment of 10 years, a \$250,000 fine, 5 years of supervised release, and a \$100 special assessment. The maximum possible penalty if convicted of Social Security Fraud includes imprisonment of 5 years, a \$250,000 fine, 3 years of supervised release, and a \$100 special assessment. The maximum possible penalty if convicted of False Claim of United States Citizenship includes imprisonment of 3 years, a \$250,000 fine, 1 year of supervised release, and a \$100 special assessment. The maximum possible penalty if convicted of Aggravated Identity Theft includes a mandatory minimum sentence of imprisonment for 2 years consecutive to any other term of imprisonment imposed on the Document Fraud count of the indictment, a \$250,000 fine, 3 years of supervised release, and a \$100 special assessment.

NAME	AGE	CITY OF RESIDENCE	COUNTRY OF ORIGIN	CHARGES
Raul Amaya-Orellano	21	Schuyler	Honduras	I-Document Fraud II-SS Fraud III-False Citizenship
Matea Solis-Coj	22	Fremont	Guatemala	I-ID Theft II-Document Fraud III-False Citizenship
Rosaura Carrillo-Valasquez	32	Fremont	Guatemala	I-Document Fraud II-False Citizenship III-SS Fraud
Cecilia Gallardo-Ignacio	28	Unknown	Mexico	I-Document Fraud II-SS Fraud III-False Citizenship
Margarito Lopez-Gonzalez	27	Nickerson	Mexico	I-Document Fraud II-SS Fraud III-False Citizenship

Rosa Mirna-Quintana	41	Fremont	El Salvador	I-Document Fraud II-SS Fraud III-False Citizenship
Juana Ramirez-Ramos	35	Schuyler	Guatemala	I-Document Fraud II-SS Fraud III-False Citizenship
Alma Hernandez-Ibarra	30	Fremont	Mexico	I-Document Fraud II-False Citizenship III-SS Fraud
Juan Gomez-Vasquez	49	Schuyler	Guatemala	I-Document Fraud II-SS Fraud III-False Citizenship
Orlando Durantes-Beltran	30	Fremont	Mexico	I-Document Fraud II-SS Fraud III-False Citizenship
Herlinda Magana-Beganza	25	Fremont	El Salvador	I-Document Fraud II-False Citizenship III-SS Fraud
Carolina Ventura-Sabina	22	Fremont	Mexico	I-Document Fraud II-SS Fraud III-False Citizenship
Flor Elena Molina-Ramirez	28	Unknown	Mexico	I-Document Fraud II-False Citizenship III-SS Fraud
Isidro Garcia-Ramos	23	Fremont	Guatemala	I-Document Fraud II-SS Fraud III-False Citizenship
Cristina Ramos-Jose	26	Schuyler	Guatemala	I-Document Fraud II-False Citizenship III-SS Fraud
Israel Vicente-Ortega	28	Schuyler	Guatemala	I-Document Fraud II-False Citizenship III-SS Fraud
Rosa Retana-Vargas	33	Fremont	Mexico	I-Document Fraud II-SS Fraud III-False Citizenship

* **Yesenia Aguilar-Cisneros**, age 28, is charged in a three-count indictment. Count I of the indictment alleges fraud and misuse of visas, permits and other documents by Aguilar-

Cisneros on or about April 29, 2010, when she used a fraudulent Nebraska Identification Card and Social Security Number as evidence of authorized stay and employment in the United States. The maximum possible penalty if convicted on this count includes imprisonment of 10 years, a fine of \$250,000, followed by 5 years of supervised release, and a \$100 special assessment. Count II of the indictment alleges Aguilar-Cisneros falsely represented herself as a citizen of the United States on or about April 29, 2010. The maximum possible penalty if convicted on this count includes imprisonment of 3 years, a fine of \$250,000, followed by 1 year of supervised release, and a \$100 special assessment. Count III of the indictment charges Aguilar-Cisneros with false representation of a Social Security Number to obtain a benefit on or about April 29, 2010. The maximum possible penalty if convicted on this count includes imprisonment of 5 years, a fine of \$250,000, followed by 3 years of supervised release, and a \$100 special assessment.

- * **Jesus Arredondo-Cavada**, also known as Bartolo Aguilar-Salazar, age 30, is charged with illegal reentry into the United States on or about February 23, 2010, following deportation. The maximum possible penalty is imprisonment of up to 2 years, a \$250,000 fine, a 1 year term of supervised release and a \$100 special assessment.
- * **Jesus Arreola-Vargas**, also known as Jesus Arriola-Vargas, age 20, is charged with illegal reentry into the United States on or about February 23, 2010, following deportation. The maximum possible penalty is imprisonment of up to 2 years, a \$250,000 fine, a 1 year term of supervised release and a \$100 special assessment.
- * **Lowell Baisden**, age 57, of Bakersfield, California, is charged in two separate

indictments with aiding and abetting a tax evasion scheme perpetrated by two different sets of taxpayers. In the first indictment, Baisden is charged with aiding and abetting a scheme to evade taxes for calendar year 2003 resulting in a tax loss of \$128,727.00.

Count 2 of the indictment alleges he aided and abetted a tax evasion scheme perpetrated by the same taxpayers resulting in a tax loss of approximately \$95,638.00. In the second indictment Baisden is also charged with aiding and abetting a scheme to evade taxes perpetrated by a different set of taxpayers. Specifically, it is alleged he aided and abetted the scheme to evade taxes for calendar year 2002 resulting in a tax loss of \$84,009.00.

Count 2 of the indictment alleges he aided and abetted the tax evasion scheme perpetrated by the same taxpayers resulting in a tax loss of approximately \$93,654.00. Count 3 of the indictment alleges he aided and abetted the tax evasion scheme resulting in a tax loss of approximately \$83,096.00. Each of the counts in both indictments is punishable by imprisonment of 5 years, a \$250,000 fine, 3 years of supervised release, and a \$100 special assessment.

- * **Oscar Calvillo-Ruiz**, age 28, of Sioux City, Iowa, is charged with distributing 5 grams or more of actual methamphetamine on or about November 24, 2009. The maximum possible penalty is imprisonment of not less than 5 years and up to 40 years, a \$2 million fine, a 5 year term of supervised release and a \$100 special assessment.
- * **Jesus Trujillo Contreras**, age 34, is charged in a two count indictment. Count I alleges on or about February 10, 2010, the defendant possessed with intent to distribute less than 500 grams of a mixture or substance containing a detectable amount of cocaine. The maximum possible penalty is imprisonment of up to 20 years, a \$1 million fine, a 5 year

term of supervised release and a \$100 special assessment. Count II alleges on or about February 10, 2010, the defendant illegally reentered into the United States following deportation as an aggravated felon. The maximum possible penalty is imprisonment of up to 20 years, a \$250,000 fine, a 5 year term of supervised release and a \$100 special assessment.

- * **Adam Denney**, age 22, of Niobrara, Nebraska, is charged in a three-count indictment. Count I charges the defendant with abusive sexual contact on or about January 29, 2010. The maximum possible penalty includes imprisonment of three years, a \$250,000 fine, one year of supervised release and a \$100 special assessment. Count II charges Denney with assault with a dangerous weapon on or about January 29, 2010. The maximum possible penalty includes imprisonment of 10 years, a fine of \$250,000, a 3 year term of supervised release, and a \$100 special assessment. Count III of the indictment charges Denney with burglary on or about January 29, 2010. The maximum possible penalty includes imprisonment of 20 years, a fine of \$250,000, a 3 year term of supervised release, and a \$100 special assessment.

- * **Augustin Gomez, Jr.**, age 29, of Scottsbluff, is charged in a three count indictment. Count I alleges that beginning from an unknown date but at least as early as June, 2009, and continuing through on or about February 24, 2010, the defendant conspired with others to distribute and possess with intent to distribute 500 grams or more of a mixture or substance containing a detectable amount of methamphetamine. The maximum possible penalty includes imprisonment of not less than 10 years and up to life, a \$4 million fine, a 5 year term of supervised release and a \$100 special assessment. Counts II

and III allege that on or about January 31, 2010, and on or about February 23, 2010, the defendant possessed with intent to distribute less than 50 grams of a mixture or substance containing a detectable amount of methamphetamine. The maximum possible penalty for each count includes imprisonment of up to 20 years, a \$1 million fine, a 5 year term of supervised release and a \$100 special assessment.

* **Daniel Gonzales**, age 44, of Albuquerque, New Mexico, is charged with possession with intent to distribute 50 grams or more of a mixture or substance containing a detectable amount of methamphetamine on or about March 10, 2010. The maximum possible penalty is imprisonment of not less than 5 years and up to 40 years, a \$2 million fine, a 5 year term of supervised release and a \$100 special assessment.

* **Jesus Hernandez-Lopez**, also known as Robertito, age 25, **Bryan Cota**, age 18, and **Alberto Heredia-Castro**, also known as Beto, age 23, all of Omaha, are charged in a four count indictment. Count I alleges that from an unknown date but at least as early as January, 2008, and continuing through on or about February 11, 2010, the defendants conspired with others to distribute and possess with intent to distribute 500 grams or more of a mixture or substance containing a detectable amount of methamphetamine. The maximum possible penalty includes imprisonment of not less than 10 years and up to life, a \$4 million fine, a 5 year term of supervised release and a \$100 special assessment. Count II alleges that on or about February 11, 2010, the defendants possessed with intent to distribute 500 grams or more of a mixture or substance containing a detectable amount of methamphetamine. The maximum possible penalty includes imprisonment of not less than 10 years and up to life, a \$4 million fine, a 5 year term of supervised release and a

\$100 special assessment. Count III alleges that on or about February 11, 2010, the defendants possessed with intent to distribute less than 500 grams of a mixture or substance containing a detectable amount of cocaine. The maximum possible penalty includes imprisonment of up to 20 years, a \$1 million fine, a 5 year term of supervised release and a \$100 special assessment. Count IV alleges that as a result of the drug offenses charged in Counts I, II and III any and all property used or intended to be used by the defendants to commit and to facilitate the commission of the drug offenses alleged in Counts I, II and III to include, but not limited to \$8,876.00 in United States currency seized from the residence of 4664 Drexel Street, Omaha, Nebraska, on February 11, 2010; \$1,428.00 in United States currency and 1000 Mexican Pesos, found on the person of Jesus Hernandez-Lopez, also known as Robertito, on February 11, 2010; \$216.00 in United States currency found on Bryan Cota and a 2002 White Jeep Grand Cherokee seized from the residence of 4664 Drexel Street on February 11, 2010; and \$517.00 in United States currency found on the person of Alberto Heredia-Castro, also known as Beto, on February 11, 2010, should be forfeited to the United States.

- * **James Kimmey**, age 39, of Omaha, is charged in a three count indictment. Count I alleges that from an unknown date but at least as early as January, 2009, and continuing through on or about February 10, 2010, the defendant conspired with others to distribute and possess with intent to distribute 500 grams or more of a mixture or substance containing a detectable amount of methamphetamine. The maximum possible penalty includes imprisonment of not less than 10 years and up to life, a \$4 million fine, a 5 year term of supervised release and a \$100 special assessment. Count II alleges that on or

about February 10, 2010, the defendant, being an unlawful user of and addicted to methamphetamine, possessed a Topper model 150, .20 gauge shotgun. The maximum possible penalty includes imprisonment of up to 10 years, a \$250,000 fine, a 3 year term of supervised release and a \$100 special assessment. Count III alleges that as a result of the drug offense charged in Count I any and all property used or intended to be used by the defendant to commit and to facilitate the commission of the drug offense alleged in Count I to include, but not limited to \$4,412.00 in United States currency seized on February 10, 2010, should be forfeited to the United States.

- * **Joshua A. LaBoy**, age 31, of Casa Grande, Arizona, was charged in a two count indictment. Count I alleges on or about November 20, 2009, the defendant possessed with intent to distribute 100 kilograms or more of a mixture or substance containing a detectable amount of marijuana. The maximum possible penalty is imprisonment of not less than 5 years and up to 40 years, a \$2 million fine, a 5 year term of supervised release and a \$100 special assessment. Count II alleges that as a result of the drug offense charged in Count I any and all property used or intended to be used by the defendant to commit and to facilitate the commission of the drug offense alleged in Count I to include, but not limited to a 1966/1967 Cessna, Model U206B, fixed wing single engine aircraft should be forfeited to the United States.

- * **Alberto Magallanes**, age 30, and **Francisca Huerta-Tapia**, age 33, both of Los Angeles, California, are charged in a two count indictment. Count I alleges that on or about November 30, 2009, the defendants possessed with intent to distribute 500 grams or more of a mixture or substance containing a detectable amount of methamphetamine. The

maximum possible penalty is imprisonment of not less than 10 years and up to life, a \$4 million fine, a 5 year term of supervised release and a \$100 special assessment. Count II alleges on or about November 30, 2009, the defendants possessed with intent to distribute 500 grams or more of a mixture or substance containing a detectable amount of cocaine. The maximum possible penalty is imprisonment of not less than 5 years and up to 40 years, a \$2 million fine, a 5 year term of supervised release and a \$100 special assessment.

* **Dagoberto Rubio Martinez**, age 22, of Vancouver, Washington, is charged in a one count indictment with possession with intent to distribute 500 grams or more of a mixture or substance containing a detectable amount of methamphetamine, on or about January 30, 2010. The maximum possible penalty is imprisonment of not less than 10 years and up to life, a \$4 million fine, a 5 year term of supervised release and a \$100 special assessment.

* **Jason D. McCain**, age 30, of Omaha, is charged in a four-count indictment. Count I charges McCain with the robbery of Tier One Bank, 2101 South 42nd Street, Omaha, Nebraska, on or about March 1, 2007. Count II charges McCain with the robbery of Tier One Bank, 2101 South 42nd Street, Omaha, Nebraska, on or about December 16, 2008. Count III of the indictment charges McCain with the robbery of First National Bank, 3305 L Street, Omaha, Nebraska, on or about December 8, 2009. Count IV charges McCain with the robbery of Bank of the West, 4724 South 24th Street, Omaha, Nebraska, on or about December 24, 2009. The maximum possible penalty for each count, if convicted, includes 20 years imprisonment, a fine of \$250,000, a 3 year term of supervised release,

and a \$100 special assessment.

* **Nelson Carlos Mendoza-Zuniga**, age 28, is charged with illegal reentry into the United States on or before February 5, 2010, after deportation or removal. The maximum possible penalty if convicted includes imprisonment of 2 years, a \$250,000 fine, 1 year of supervised release, and a \$100 special assessment.

* **Trinidad Molina-Rodriguez**, age 30, of Omaha, is charged in a four-count indictment. Count I of the indictment charges Molina-Rodriguez with aggravated identity theft beginning on or about March 16, 2006, up until on or about February 11, 2010. The penalty for this count includes a mandatory minimum sentence of imprisonment for 2 years consecutive to any other term of imprisonment imposed on the second count of the indictment, a \$250,000 fine, 1 year of supervised release, and a \$100 special assessment. Count II of the indictment alleges fraud and misuse of visas, permits and other documents by Molina-Rodriguez beginning on or about March 16, 2006, up until on or about February 11, 2010, when he used a fraudulent Social Security Card and Colorado birth certificate as evidence of authorized stay and employment in the United States. The maximum possible penalty if convicted on this count includes imprisonment of 10 years, a fine of \$250,000, followed by 3 years of supervised release, and a \$100 special assessment. Count III of the indictment alleges Molina-Rodriguez falsely represented himself as a citizen of the United States on or about March 16, 2006. The maximum possible penalty if convicted on this count includes imprisonment of 3 years, a fine of \$250,000, followed by 1 year of supervised release, and a \$100 special assessment. Count IV of the indictment charges Molina-Rodriguez with false representation of a

Social Security Number to obtain a benefit on or about March 16, 2006. The maximum possible penalty if convicted on this count includes imprisonment of 5 years, a fine of \$250,000, followed by 3 years of supervised release, and a \$100 special assessment.

* **Gerardo Mora-Ramirez**, age 41, is charged with illegal reentry into the United States on or about June 25, 2009, after being deported following conviction for an aggravated felony. The maximum possible penalty is imprisonment 20 years, a \$250,000 fine, followed by a 3 year term of supervised release, and a \$100 special assessment.

* **Miguel Preciado**, age 21, of Omaha, is charged in a four count indictment. Count I alleges that beginning from an unknown date but at least as early as January, 2009, and continuing through on or about February 10, 2010, the defendant conspired with others to distribute and possess with intent to distribute 500 grams or more of a mixture or substance containing a detectable amount of methamphetamine. The maximum possible penalty includes imprisonment of not less than 10 years and up to life, a \$4 million fine, a 5 year term of supervised release and a \$100 special assessment. Count II alleges that on or about February 10, 2010, the defendant possessed with intent to distribute 50 grams or more of a mixture or substance containing a detectable amount of methamphetamine. The maximum possible penalty includes imprisonment of not less than 5 years and up to 40 years, a \$2 million fine, a 5 year term of supervised release and a \$100 special assessment. Counts III and IV allege that as a result of the drug offenses charged in Counts I and II any and all property used or intended to be used by the defendant to commit and to facilitate the commission of the drug offenses alleged in Counts I and II to include, but not limited to \$15,020.00 in United States currency seized on February 10,

2010, a 2005 Blue Jeep Grand Cherokee and a 2006 Dodge Charger, 4 door, both recovered from 17515 Polk Street, on or about February 10, 2010, should be forfeited to the United States.

- * **Charles D. Primes**, age 26, of Omaha, is charged with possessing a Kel Tec Industries P11 9mm pistol on or about September 6, 2009, after having been previously convicted of a felony. The maximum possible penalty includes imprisonment for 10 years, a fine of \$250,000 fine, a 3 year term of supervised release and a \$100 special assessment.
- * **Israel Rodriguez-Tadeo**, age 24, of Columbus, is charged in a three-count indictment. Count I charges Rodriguez-Tadeo with selling a social security card on or about January 23, 2010. The maximum possible penalty for this count includes imprisonment of 5 years, a \$250,000 fine, 3 years of supervised release, and a \$100 special assessment. Count II of the indictment alleges Rodriguez-Tadeo used a fraudulent document as evidence of authorized stay or employment in the United States on or about January 23, 2010. The maximum possible penalty for this count includes imprisonment of 10 years, a \$250,000 fine, 3 years of supervised release, and a \$100 special assessment. Count III of the indictment charges Rodriguez-Tadeo with transferring a stolen identification document and a false identification document on or about February 18, 2010. The maximum possible penalty for this count includes imprisonment of 15 years, a \$250,000 fine, 3 years of supervised release, and a \$100 special assessment.
- * **Kristopher Rowell**, age 31, of Falls City, Nebraska, is charged in a three-count indictment. Count I of the indictment charges Rowell with receipt and distribution of child pornography from at least on or about October 9, 2008. If convicted, the maximum

possible penalty includes imprisonment of not less than 5 years or more than 15 years, a fine of \$250,000, supervised release for life, and a \$100 special assessment. Rowell is charged in Count II with possession of child pornography from on or about February 26, 2009. The maximum possible penalty for this count includes imprisonment of 10 years, a \$250,000 fine, supervised release for life, and a \$100 special assessment. A third count of the indictment alleges property used or intended to be used as part of this violation should be forfeited to the United States.

- * **Alfonso Saldana**, also known as Ponchine, age 21, of Omaha, is charged in a two count indictment. Count I alleges that on or about January 14, 2010, the defendant possessed with intent to distribute 5 grams or more of actual methamphetamine. The maximum possible penalty is imprisonment of not less than 5 years and up to 40 years, a \$2 million fine, a 5 year term of supervised release and a \$100 special assessment. Count II alleges that as a result of the drug offense charged in Count I any and all property used or intended to be used by the defendant to commit and to facilitate the commission of the drug offense alleged in Count I to include, but not limited to \$917.00 in United States currency seized from the defendant on January 14, 2010, should be forfeited to the United States.

- * **Kenneth Seeley**, age 62, of O'Neill, Nebraska, is charged in a three-count indictment with income tax evasion. Count I of the indictment alleges that for the calendar year 2003, Seeley failed to file an income tax return, failed to pay approximately \$18, 061 in income taxes, and also, among other things, attempted to conceal his correct income from the Internal Revenue Service. The maximum possible penalty for this count includes

imprisonment of 5 years, a \$250,000 fine, 3 years of supervised release, and a \$100 special assessment. Count II of the indictment alleges that for the calendar year 2004, Seeley failed to file an income tax return, failed to pay approximately \$19,317 in income taxes, and also, among other things, attempted to conceal his correct income from the Internal Revenue Service. The maximum possible penalty for this count includes imprisonment of 5 years, a \$250,000 fine, 3 years of supervised release, and a \$100 special assessment. Count III of the indictment charges Seeley with filing a fraudulent income tax return for the calendar year 2005. The fraudulent tax return stated his income as \$12,397 instead of the correct amount of approximately \$126,192, therefore owing the United States additional tax in the amount of approximately \$10,115. The maximum possible penalty for this count includes imprisonment of 5 years, a \$250,000 fine, 3 years of supervised release, and a \$100 special assessment.

* **Ryan J. Shuffty**, age 26, of Council Bluffs, Iowa, is charged in a one count indictment with possession with intent to manufacture, distribute, or dispense 100 or more marijuana plants on or about March 15, 2010. The maximum possible penalty includes imprisonment of not less than 5 years and up to 40 years, a \$2 million fine, a 5 year term of supervised release and a \$100 special assessment.

* **Lee A. Weinstein**, age 31, of Miami Beach, Florida, is charged in a two count indictment. Count I alleges that beginning at least as early as June 1, 2005, and continuing through March 6, 2010, the defendant conspired with others to distribute and possess with intent to distribute 1,000 kilograms or more of a mixture or substance containing a detectable amount of marijuana. The maximum possible penalty includes

imprisonment of not less than 10 years and up to life, a \$4 million fine, a 5 year term of supervised release and a \$100 special assessment. Count II alleges that as a result of the drug offense charged in Count I any and all property used or intended to be used by the defendant to commit and to facilitate the commission of the drug offense alleged in Count I to include, but not limited to a 2002 Ford Expedition XL, 4-door should be forfeited to the United States.

- * **Donna M. Wilson**, age 50, of Greenwood, Nebraska, is charged in a one-count indictment. Wilson, an employee of the United States Postal Service, is charged in Count I with embezzlement of mail which came into her possession intended to be delivered by the United States mail on or about December 11, 2009. The maximum penalty includes imprisonment of 5 years, a fine of \$250,000, 3 years of supervised release, and a \$100 special assessment.